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THE UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

AMERIS BANK, a Georgia state-  
chartered banking corporation, doing  
business as BALBOA CAPITAL  
CORPORATION,

Plaintiff,

vs.

EVERLAST INVESTMENTS GROUP  
LLC, a Michigan limited liability  
company; DEREK CORTEZ ALLEN,  
an individual,

Defendants.

Case No. 8:24-cv-00578-DOC-JDE

[Assigned to the Hon. David O. Carter]

**JUDGMENT**

Complaint Filed: March 19, 2024

Trial Date: None

**JUDGMENT**

Pursuant to plaintiff Ameris Bank, a Georgia state-chartered banking corporation, doing business as Balboa Capital Corporation's ("Balboa") Motion for Default Judgment ("Default Motion"), and pursuant to Federal Rules of Civil Procedure Rule 55(b)(2), and good cause appearing, therefore,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. Judgment be entered in this matter, in favor of Balboa, and against defendants Everlast Investments Group LLC ("Everlast") and Derek Cortez Allen ("Allen") (collectively, with Everlast, "Defendants"), jointly and severally, in the total amount of **\$82,879.13**; which is a sum of the following:
  - a. Compensatory damages in the amount owed of \$75,013.90, on the Settlement Agreement (the "Settlement");
  - b. Attorneys' fees in the amount of \$4,514.50 on the Settlement;
  - c. Prejudgment interest in the amount of \$2,600.73, at the statutory rate of ten percent (10%) per annum, from August 16, 2024 (the date of breach), to December 4, 2024 (the date of filing the Stipulation), on the Settlement; and
  - d. Costs in the amount of \$750.00.
2. The Clerk is ordered to enter this Judgment forthwith.

DATED: December 5, 2024



HON. DAVID O. CARTER  
US DISTRICT JUDGE

CC: FISCAL